

The Honorable RONALD B. LEIGHTON

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA**

MARK CHRISTENSEN,

Plaintiff,

v.

WASHINGTON STATE  
DEPARTMENT OF CORRECTIONS, an  
agency of the State of Washington, et al.,

Defendants.

NO. C08-5191

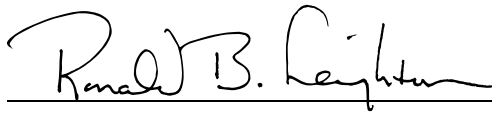
ORDER ON PLAINTIFF'S  
MOTION FOR CONTINUANCE

THIS MATTER IS before this Court on the Plaintiff's Motion for a Continuance of the trial date based on his trial calendar. [Dkt. #43]. This Motion was filed on September 23. It follows a lengthy and largely unnecessary series of Motions, Declarations, Responses, Replies, Motions for Reconsideration, and Orders regarding this very topic – scheduling and re-scheduling the trial date -- that began on July 15 and ended August 24, when the Court entered a Minute Order setting the current trial date, February 8, 2010. [See Dkt. #s 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 39, and 41.]

Plaintiff's counsel claims that his conflicting trial has been scheduled since April of this year. Though none of his prior filings addressed his trial schedule, the Plaintiff has, a month later, discovered a scheduling problem that for unknown reasons was not raised earlier.

1 Defendant opposes the Plaintiff's request, citing the lack of the requisite good cause, a  
2 topic which was explored by the Court in connection with the Defendant's earlier similar  
3 request. In short, the Court is asked once again to referee a low grade skirmish that is a waste  
4 of its and the parties' time. The Motion for a Continuance, though inexplicably late, is  
5 GRANTED. The clerk will schedule a trial date sometime after March 2010. Any further  
6 filings on this topic will result in the award of sanctions to the prevailing party.

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8 IT IS SO ORDERED this 1<sup>st</sup> day of October, 2009.

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10 RONALD B. LEIGHTON  
11 UNITED STATES DISTRICT JUDGE  
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